

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL APPLICATION NO.1830 OF 2005

Sou.Seshabai Ramrao Phalke & Anr. ...Applicants

Versus

The State of Maharashtra ...Respondent

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Mr.Abhaykumar Apte i/b Mr.H.S.Venegavkar
for Applicants.

Mr.A.S.Gadkari, A.P.P. for Respondent.

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CORAM: A.M.KHANWILKAR, J.

MARCH 24, 2005.

P.C.

1. Heard Counsel for the parties. Perused the record.

2. Indeed, the offence in question is a serious one. There is material to indicate complicity of the Applicants in the commission of the crime. Even so, the fact remains that Applicants are females. Applicant No.1 is the

mother-in-law, aged about 57 years, whereas, Applicant No.2 is the sister-in-law of the deceased, aged about 23 years and has to look after her two and a half years daughter. It is fairly accepted by the learned A.P.P., on instructions, that daughter of the Applicant No.2 is also staying with the Applicant No.2 in jail.

3. In this peculiar situation, as investigation is complete and charge-sheet has been filed, the Applicants are directed to be released on bail on the following conditions:

(a) The Applicants are granted bail in connection with C.R.No.48 of 2004 registered with Pusegaon Police Station on executing personal bond in the sum of Rs.10,000/- (Rupees Ten Thousand) each with one or two local sureties in the like amount.

(b) The Applicants shall not influence the prosecution witnesses or tamper with the prosecution evidence in any manner whatsoever.

(c) The Applicants shall not travel outside District Satara, without prior intimation to the Investigating Officer as well as the Trial Court.

(d) The Applicants shall extend full co-operation to the Trial Court for early disposal of the trial and if the Trial Court is of the opinion that the Applicants are responsible for the delay of the trial in any manner, that fact be recorded in the Roznama, which can be the basis to proceed against the Applicants for cancellation of bail.

4. Application disposed of on the above terms.

A.M.KHANWILKAR, J.